

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

MARK APPELGREN,

Plaintiff,

-against-

CITY OF NEW YORK, et al.

Defendants.

24-CV-5440 (JPO) (OTW)

## ORDER

**ONA T. WANG, United States Magistrate Judge:**

**WHEREAS**, the Court held an Initial Case Management Conference on this matter on April 23, 2025, (*see* ECF 33);

**WHEREAS**, on April 22, 2025, *pro se* Plaintiff Mark Appelgren (“Plaintiff”) filed a letter seeking to attend the April 23 Conference remotely, and the letter was not filed on the docket until after the conference on April 23, 2025, (*see* ECF Nos. 38, 39);

**WHEREAS**, at the April 23 Conference, Plaintiff did not appear in person;

**WHEREAS**, at the April 23 Conference, Defendants represented to the Court that Plaintiff had communicated to them his intent to affirmatively withdraw this lawsuit;

**WHEREAS**, Plaintiff, joining the April 23 Conference by phone, confirmed and affirmatively stated his intent to withdraw this lawsuit.

**NOW, THEREFORE**, given Plaintiff's stated intent to withdraw his lawsuit, the Court intends to recommend that Judge Oetken dismiss the case by 30-day Order, unless Plaintiff files a letter by **May 9, 2025**, indicating he wishes to continue litigation.

**SO ORDERED.**

Dated: April 23, 2025  
New York, New York

/s/ Ona T. Wang

**Ona T. Wang**  
United States Magistrate Judge